

1999 DRAFTING REQUEST

Senate Substitute Amendment (SSA-SB254)

Received: 02/23/2000

Received By: grantpr

Wanted: As time permits

Identical to LRB:

For: Joanne Huelsman (608) 266-2635

By/Representing: Jeanine

This file may be shown to any legislator: NO

Drafter: grantpr

May Contact:

Alt. Drafters:

Subject: Education - school boards

Extra Copies: MJL

Pre Topic:

No specific pre topic given

Topic:

School board membership; changes

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	grantpr 02/23/2000	jgeller 02/25/2000		_____			
/1			jfrantze 02/25/2000	_____	lrb_docadmin 02/25/2000	lrb_docadmin 02/25/2000	
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FE Sent For:

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1/?	grantpr	11 2/25 JLG	2/25	Jb KM 2/25			

FE Sent For:

<END>

2/23/10

Jeanine from Hubmann etc. -

need a sub to SB 254 that

also makes identical change to

120.02(2).

DN

LRBs 0323/1

PK:jlg

SEN. SUBST. AMDT
TO 1999 SENATE BILL 254

October 20, 1999 - Introduced by Senator HUELSMAN, cosponsored by Representatives STONE and OWENS. Referred to Committee on Education.

regenerate and for establishing a plan of apportionment

1 AN ACT to amend 120.02 (1) of the statutes relating to: the procedure for
2 changing the number of school board members in a common or unified school
3 district.

Analysis by the Legislative Reference Bureau

Current law provides a procedure for changing the number of school board members in a common or unified school district. A petition must be filed with the school district clerk, who must incorporate in the notice of the annual meeting (in a common school district) or election (in a unified school district) a statement that at the meeting or election the question of changing the number of school board members will be voted upon. The petition must be signed by at least 100 electors who reside in the school district, except that in a school district that contains, in whole or in part, a second or third class city, the petition must be signed by at least 500 school district electors.

This bill provides that, if a school district contains, in whole or in part, a second or third class city, the petition must be signed by at least 500 electors only if one or more electors of the school district reside in that city.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 SECTION 1. 120.02 (1) of the statutes is amended to read:

SENATE BILL 254

SECTION 1

1 120.02 (1) CHANGE IN NUMBER OF SCHOOL BOARD MEMBERS. If, at least 30 days
 2 prior to the day of the annual school district meeting, in a common or union high
 3 school district, or at least 45 days prior to the day of the election of school board
 4 members in a unified school district, a petition conforming to the requirements of s.
 5 8.40 requesting a change in the number of school board members is filed with the
 6 school district clerk the clerk shall incorporate in the notice of the annual meeting
 7 or election a statement that at the meeting or election the question of changing the
 8 number of school board members to the number requested in the petition will be
 9 voted upon. The petition shall be signed by not less than 100 electors residing in the
 10 school district, except that in school districts which contain, in whole or in part, a city
 11 of the 2nd or 3rd class in which one or more electors of the school district reside, the
 12 petition shall be signed by not less than 500 electors residing in the school district.
 13 If, at the meeting or election of school board members, a resolution based on a petition
 14 requesting a change in the number of school board members is adopted by a majority
 15 vote, school board members shall be elected at the next school board election and
 thereafter in accordance with sub. (3).

This act

SECTION 2. Initial applicability.

(1) The treatment of section 120.02 (1) of the statutes first applies to petitions
 filed ~~under that section~~ on the effective date of this subsection.

INS. 16
 2-16 17
 Fix 18
 comment
 19

(END)

2-16

Section #. 120.02 (2) (a)^X of the statutes is amended to read:

120.02 (2) (a) If, at least 30 days prior to the day of the annual meeting, in a common or union high school district, or at least 45 days prior to the day of the election of school board members in a unified school district, a petition conforming to the requirements of s. 8.40 requesting the establishment of a plan of apportionment of school board members is filed with the school district clerk the clerk shall incorporate notice of receipt of such petition in the notice of the annual meeting or election. The petition shall specify the proposed plan of apportionment of school board members among the cities, towns and villages or parts thereof within the school district and set the total number of school board members at not more than 11. The petition shall be signed by not less than 100 electors residing in the school district, except that in school districts which contain, in whole or in part, a city of the 2nd or 3rd class the petition shall be signed by not less than 500 electors residing in the school district. If a majority vote of the annual meeting or election approves the plan set forth in the petition, the plan shall remain in operation until revised by the same procedure. School board members elected under this subsection shall be elected by a vote of the electors of the entire school district in accordance with the plan prepared under sub. (3).

History: 1975 c. 138, 199; 1983 a. 27; 1987 a. 391; 1989 a. 114, 192.

in which one or more electors of
the school district reside,

DN

¶ This substitute amendment ~~may~~
could be challenged as being
nongermane to the bill.

PG

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBs0323/1dn
PG:jlj:jf

February 25, 2000

This substitute amendment could be challenged as being nongermane to the bill.

Peter R. Grant
Managing Attorney
Phone: (608) 267-3362
E-mail: Peter.Grant@legis.state.wi.us



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBs0323/1
PG:jl:gf

SOON

SENATE SUBSTITUTE AMENDMENT,
TO 1999 SENATE BILL 254

Regen

1 AN ACT to amend 120.02 (1) and 120.02 (2) (a) of the statutes; relating to: the
2 procedure for changing the number, and for establishing a plan of
3 apportionment, of school board members in a common or unified school district.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 SECTION 1. 120.02 (1) of the statutes is amended to read:
5 120.02 (1) CHANGE IN NUMBER OF SCHOOL BOARD MEMBERS. If, at least 30 days
6 prior to the day of the annual school district meeting, in a common or union high
7 school district, or at least 45 days prior to the day of the election of school board
8 members in a unified school district, a petition conforming to the requirements of s.
9 8.40 requesting a change in the number of school board members is filed with the
10 school district clerk the clerk shall incorporate in the notice of the annual meeting
11 or election a statement that at the meeting or election the question of changing the
12 number of school board members to the number requested in the petition will be

1 voted upon. The petition shall be signed by not less than 100 electors residing in the
2 school district, except that in school districts which contain, in whole or in part, a city
3 of the 2nd or 3rd class in which one or more electors of the school district reside, the
4 petition shall be signed by not less than 500 electors residing in the school district.
5 If, at the meeting or election of school board members, a resolution based on a petition
6 requesting a change in the number of school board members is adopted by a majority
7 vote, school board members shall be elected at the next school board election and
8 thereafter in accordance with sub. (3).

9 **SECTION 2.** 120.02 (2) (a) of the statutes is amended to read:

10 120.02 (2) (a) If, at least 30 days prior to the day of the annual meeting, in a
11 common or union high school district, or at least 45 days prior to the day of the
12 election of school board members in a unified school district, a petition conforming
13 to the requirements of s. 8.40 requesting the establishment of a plan of
14 apportionment of school board members is filed with the school district clerk the
15 clerk shall incorporate notice of receipt of such petition in the notice of the annual
16 meeting or election. The petition shall specify the proposed plan of apportionment
17 of school board members among the cities, towns and villages or parts thereof within
18 the school district and set the total number of school board members at not more than
19 11. The petition shall be signed by not less than 100 electors residing in the school
20 district, except that in school districts which contain, in whole or in part, a city of the
21 2nd or 3rd class in which one or more electors of the school district reside, the petition
22 shall be signed by not less than 500 electors residing in the school district. If a
23 majority vote of the annual meeting or election approves the plan set forth in the
24 petition, the plan shall remain in operation until revised by the same procedure.
25 School board members elected under this subsection shall be elected by a vote of the

1 electors of the entire school district in accordance with the plan prepared under sub.

(3).

INSERT
2
3

SECTION 3. Initial applicability.

4

(1) This act first applies to petitions filed under ~~that~~ section on the effective date of this subsection.

5

6

(END)

121.02^v of the
statutes

IN PERPET

Section #. 120.02 (4) of the statutes is amended to read:

120.02 (4) ELECTION TO NUMBERED SEATS. If, at least 30 days prior to the day of the annual meeting, in a common or union high school district, or at least 45 days prior to the day of the election of school board members in a unified school district, a petition conforming to the requirements of s. 8.40 which sets forth a plan for the assignment of a number to each seat on the school board is filed with the school district clerk, the school district clerk shall incorporate notice of receipt of such petition in the notice of the annual meeting or election required under s. 120.06 (8) (c). The petition shall be signed by not less than 100 electors residing in the school district, except that in school districts which contain, in whole or in part, a city of the 2nd or 3rd class, the petition shall be signed by not less than 500 electors residing in the school district. If a majority vote of the annual meeting or election approves the plan set forth in the petition, the plan shall remain in operation until revised by the same procedure.

History: 1975 c. 138, 199; 1983 a. 27; 1987 a. 391; 1989 a. 114, 192.

in which one or more electors
of the school district reside